DATE: 5-20-05

IBM CORPORATION INTELLECTUAL PROPERTY LAW DEPARTMENT 11400 BURNET ROAD AUSTIN, TEXAS 78758 FAX # 512-823-1036

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Examiner:	Laurel E. Leflore
Group Art Unit:	2673
Tel No:	MATTER TOTAL A
Fax #:	<u>703-872-9306</u>
FROM:	Marilyns Dowkins 512-823-0094
Tel No:	512-823-0094

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Docket No. Aus 9200/0965 US / Serial No. 10/042,045 Atty	r. MSD
Applicant: Scott J. Bruyssard	
Transmittal Letter (2 copies) Certificate of Fa	acsimile
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Amendment AF Appeal Brief (3	copies)
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P 2/10

PATENT 10/042,045

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Scott J. Broussard

Serial No.: 10/042,045 Confirmation Number: 4455

Filed: 01/08/2002

Title: DETERMINING A MINIMUM

SIZE OF PRESENTATION DATA

: Before the Examiner:

Laurel E. Leflore

: Group Art Unit: 2673

: Intellectual Property Law Department

: International Business Machines Corp.

: 11400 Burnet Road

Austin, Texas 78758

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being transmitted via facsimile to the United States Patent Office at facsimile number 703-872-9306 and to the attention of Examiner Laurel E. Leflore on $\underline{5} - \underline{20} - \underline{05}$

Beverly Winfield

PROOF OF TIMELY SUBMISSION OF THE NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

The Examiner has requested a copy of the Notice of Appeal for the Decision of the Primary Examiner mailed May 4, 2004, finally rejecting claims 1-20. The Notice of Appeal was faxed July 28, 2004 to the central facsimile number 703-872-9306. Included

AUS920010965US1

1

PATENT 10/042,045

in this facsimile is the evidence to substantiate the original transmission on July 8, 2004 including i) a copy of the original Notice of Appeal with the Certificate of Facsimile Transmission and a cover sheet thereto; ii) the TX STATUS REPORT showing the Notice of Appeal (5 pages) was successfully faxed 07/28 at 11:06, and iii) Auto-Reply receipt from the USPTO fax server dated 7/28/2004 at 12:03 PM (reduced by 10%).

Respectfully submitted,

Marilyn Smith Dawkins Registration No. 31,140

Intellectual Property Law

IBM Corporation 11400 Burnet Road Austin, Texas 78758

Telephone No: (512) 823-0094

USPTO 7/28/2004 12:03 PM PAGE 1/001 Fax Server TO:Auto-reply fax to 512 82° 1036 COMPANY:

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Fax Sender at 512 823 1036

Fax Information

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5 (including cover page)

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IBM CORPORATION INTELLECTUAL PROPERTY LAW MEPARTMENT 11400 BURNET ROAD AUSTIN, TEXAS 78758
DATE: 7-28-04
Number of Pages to Follow (including cover short)
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Group Art Unit:2675
Tel No:
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** TX STATUS REPORT **

AS OF JUL 28 2004 11:07 PAGE.01

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. IBM CORPORATION
INTELLECTUAL PROPERTY LAW DEPARTMENT
11400 BURNET ROAD
AUSTIN, TEXAS 78758
FAX # 512-823-1036

DATE: 7-28-04

Number of Pages to Follow (including cover sheet).

SEND TO:

United States Patent Office

Examiner:

Laurel E. Leflore

Group Art Unit:

2673

Tel No: Fax #:

713-872-9366

FROM:

Marikin S. Dawkins

Tel No:

5/2 - 823-0194

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_ Amendment	Notice of Appeal
Amendment AF	Appeal Brief (3 copies)
_ Ext. of Time	Reply Brief
_ IDS Statement	Change of Address
Other	

IBM CORPORATION INTELLECTUAL PROPERTY LAW DEPARTMENT 11400 BURNET ROAD **AUSTIN, TEXAS 78758** FAX # 512-823-1036

DATE: 7-28-04	
Number of Pages to Follow	(including cover sheet)
SEND TO: Examiner: Group Art Unit: Tel No: Fax #:	United States Patent Office Laure 1 E. Leflore 2673 703-872-9306
FROM: Tel No:	Marilyn S. Dawkins 512 - 823-0094
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	t J. 73 roussard
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Deposit Acct. No. 09-0451 Fees: Amendment	Notice of Appeal 330 Appeal Brief Other

512-823-1036 >> USPTO PATENT 10/042,045

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of	: Before the Examiner:
Scott J. Broussard	: Laurel E. Leflore
Serial No.: 10/042,045 Confirmation Number: 4455	: Group Art Unit: 2673
Filed: 01/08/2002	: Intellectual Property Law Department
Title: DETERMINING A MINIMUM	: International Business Machines Corp.
SIZE OF PRESENTATION DATA	: 11400 Burnet Road
	: Austin, Texas 78758

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Beverly Winfield		
Beverly Winfield	7-28-04	
Signature 0	Date	

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

2005-05-20 08:57

Applicant hereby appeals to the Board of Appeals from the Decision of the Primary Examiner mailed May 4, 2004, finally rejecting claims 1-20.

The it	cm(s) marked below are	appropriate:	
1	A petition and fee for e attached.	xtension of term for reply to the final rejection	is
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PATENT 10/042,045

2. X Appeal fee

X other than a small entity. Fee: \$330.00

3. X Payment

X Please charge Deposit Account 09-0447 the

Respectfully submitted,

sum of \$330.00. A duplicate of this notice is attached.

Marilyn Smith Dawkins Registration No. 31,140 Intellectual Property Law

IBM Corporation 11400 Burnet Road Austin, Texas 78758

Telephone No: (512) 823-0094

PATENT 10/042,045

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Scott J. Broussard

: Laurel E. Leflore

Serial No.: 10/042,045

Confirmation Number: 4455

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Beverly Winfield		
Beverly Winfield	7-28-04	
Signature O W	Date	

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AUS920010965US1

PATENT 10/042,045

- 2. X Appeal fee
 - X other than a small entity.

Fee: \$330.00

- 3. X Payment
 - X Please charge Deposit Account 09-0447 the sum of \$330.00. A duplicate of this notice is attached.

Respectfully submitted,

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IBM Corporation 11400 Burnet Road

Austin, Texas 78758

Telephone No: (512) 823-0094